



United States Attorney
Southern District of New York

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The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

October 29, 2007

BY HAND

OCT 30 2007

CHAMBERS OF
WILLIAM H. PAULEY

The Honorable William H. Pauley III
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: United States v. Borbon and Santana,
07 Cr. 986 (WHP)

Dear Judge Pauley:

On October 26, 2007, this case was assigned to Your Honor. A pretrial conference has been set by Your Honor for Friday, November 9, 2007, at 3:30 p.m. Enclosed please find a copy of the Indictment and Complaint for Your Honor's files.

The Government respectfully requests that the Court exclude time from today until November 9, 2007, pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice served by such continuance outweigh the interest of the public and the defendant in a speedy trial because the continuance will allow the Government to produce discovery and continue the appropriate discussions regarding a possible disposition of this case. John Byrnes, Esq., counsel for the Mohsin, consents to this request for the exclusion of time.

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

Beur

Benjamin A. Naftalis
Assistant United States Attorney
(212) 637-2456

Application Granted.

SO ORDERED:

WILLIAM H. PAULEY III U.S.D.J.

10-30-07

cc: John Byrnes, Esq. (by hand)